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21 UNITED STATES DISTRICT COURT
22 NORTHERN DISTRICT OF CALIFORNIA
23 SAN FRANCISCO DIVISION

24 DAPHNE P. RAND, by and through DEBRA
25 J. DOLCH, as Conservator of the Person and
26 Estate of DAPHNE P. RAND, Conservatee,
27 on Behalf of Themselves and All Others
28 Similarly Situated.

Plaintiff,

vs.

AMERICAN NATIONAL INSURANCE
COMPANY, a Texas corporation.

Defendant.

Case No. CV 09 0639 SI

CLASS ACTION

**REVISED STIPULATION AND
[PROPOSED] ORDER CONTINUING
HEARING ON PLAINTIFF'S MOTION
TO SUBSTITUTE AND DEFENDANT'S
MOTION FOR PARTIAL SUMMARY
JUDGMENT**

Judge Susan Illston

Action Filed: 02/12/09

This stipulation is made between Plaintiff DAPHNE P. RAND, by and through DEBRA J. DOLCH, as Conservator of the Person and Estate of DAPHNE P. RAND, Conservatee, ("Plaintiff") and Defendant American National Insurance Company ("ANICO" or "Defendant"), by and through their respective counsel of records, based on the following:

WHEREAS, Defendant filed an Opposition to the Plaintiff's Motion to Substitute on April 16, 2010.

WHEREAS, the parties have agreed for purposes of judicial efficiency and economy, and because Plaintiff's counsel has scheduling conflicts on the current hearing dates, to move the hearing dates of both motions to June 25, 2010, in Department 10, at 9:00 a.m.

THEREFORE, it is hereby stipulated between the undersigned parties, through their counsel of record, that the hearing on Plaintiff's Motion to Substitute and Defendant's Motion for Partial Summary Judgment may be moved to be heard on June 25, 2010, in Department 10, at 9:00 a.m., subject to approval by the Court.

WATERS, KRAUS & PAUL

By: _____ /s/
INGRID M. EVANS
Attorneys for Plaintiff DAPHNE P. RAND, by and
through DEBRA J. DOLCH, as Conservator of the
Person and Estate of DAPHNE P. RAND, Conservatee

WILSON ELSER MOSKOWITZ EDELMAN & DICKER

By: /s/
THOMAS M. HERILHY
Attorneys for Defendant AMERICAN NATIONAL
INSURANCE COMPANY

ATTESTATION OF SIGNATURE

Pursuant to General Order No. 45, § X(b), I hereby attest under penalty of perjury that concurrence in the filing of the document has been obtained from all signatories.

DATED: April 23, 2010

WATERS, KRAUS & PAUL

By: _____/s/_____

INGRID M. EVANS

IT IS SO ORDERED.

DATED: _____

By _____

The Honorable Susan Illston
District Court Judge